

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ENTESAR OSMAN KASHEF, et al.,
Plaintiffs,

-against-

BNP PARIBAS SA, et al.,
Defendants.
----- X

**AMENDED AND FINAL
ORDER AS TO OPT INS AND
OPT OUTS**

16 Civ. 3228 (AKH)

ALVIN K. HELLERSTEIN, U.S.D.J.:

On July 18, 2025, I previously ordered (ECF No. 798):

“As to those who both opted out and opted in, the following rulings will apply, subject to objections that the parties may make on or before August 5, 2025, and rulings thereon:

1. Those who declared on the same day that they both opted-in and opted-out shall be deemed members of the class, since one cancels the other and it is as if the individual did not respond at all. *See* Fed. R. Civ. P. 23(c)(2).

2. As to those who opted-in and opted-out on different days, the later declaration supersedes the former. However, if thereafter a questionnaire was substantially completed and timely submitted, an intention to participate in the class has been made manifest, and that person shall be deemed a member of the class.”

No objection having been raised, this order is now final.

SO ORDERED.

Dated: August 6, 2025
New York, New York


ALVIN K. HELLERSTEIN
United States District Judge